

APPLICATION FOR INITIATIVE OR REFERENDUM PETITION SERIAL NUMBER

Secretary of State
1700 W. Washington Street, 7th Floor
Phoenix, AZ 85007

The undersigned intends to circulate and file an INITIATIVE or a REFERENDUM (circle the appropriate word) petition and hereby makes application for the issuance of an official serial number to be printed in the lower right-hand corner of each side of each signature sheet of such petition. Pursuant to Arizona Revised Statutes § 19-111, attached hereto is the full text, in no less than eight point type, of the MEASURE or CONSTITUTIONAL AMENDMENT (circle appropriate word) intended to be INITIATED or REFERRED (circle appropriate word) at the next general election.

SUMMARY: A description of no more than one hundred words of the principal provisions of the proposed law, constitutional amendment or measure that will appear in no less than eight point type on the face of each petition signature sheet to be circulated.

The Hemp Freedom Act seeks to make it legal to plant, grow, harvest, possess, process, sell or buy industrial hemp (cannabis sativa L) in the State of Arizona. Industrial hemp; being that which contains not more than four tenths of one percent tetrahydrocannabinol (THC) is considered an oilseed and all Federal prohibitions are hereby declared null and void as per the 10th amendment of the Constitution allowing for each State to govern itself first & foremost, and for the regulation of agriculture to be reserved for the States, not the Federal Government.

Signature of Applicant

Nicolas Guillermo

Printed Name of Applicant

2509 N. Campbell Ave #111

Address

Tucson, AZ 85719

City

State

Zip

520-427-5811

Telephone Number

~~Hemp Freedom~~ Hemp Economy

Name of Organization (if any)

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Address

Tucson AZ 85719

City

State

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520-427-5811

Telephone Number

Tracy Molina, Treasurer

Name of Officer and Title

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Nicolas Guillermo

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Date of Application February 27, 2017

Signatures Required 150,642

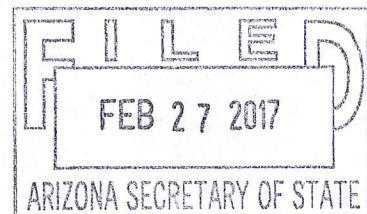
Deadline for Filing July 05, 2018

Serial Number Issued I-08-2018

FOR OFFICE USE ONLY

Revised 11/92

Committee ID: 201800133



AN INITIATIVE MEASURE

To authorize the production of industrial hemp; to amend Title 3, Chapter 1, Article 2 of the Arizona Code, relating to section 3-112 (B) and the definition of a agricultural operations;nuisance liability; and to nullify certain acts of the Federal Government of the United States purporting to be laws and regulations resulting in the prohibition of industrial hemp farming in the state of Arizona.

THE PEOPLE OF THE STATE OF ARIZONA DO ENACT AS FOLLOWS:

SECTION 1.

This Act shall be known and may be cited as "The Hemp Freedom Act."

SECTION 2. Findings

A new section of law to be codified in the Arizona Statutes as Title 3, Chapter 1, Article 2, unless there is created a duplication in numbering, reads as follows:

Title 3, Chapter 1, Article 2 The People of Arizona find that :

- (1) The Tenth Amendment to the Constitution of the United States codifies in law that the only powers which the Federal Government may exercise are those that have been delegated to it in the Constitution of the United States;
- (2) The Ninth Amendment to the Constitution of the United States guarantees to the people rights not enumerated in the Constitution and reserves to the people of Arizona those rights;
- (3) The power to regulate interstate commerce was delegated to the federal government in Article I, Section 8, Clause 3 of the Constitution. As understood at the time of the founding, the regulation of commerce was meant to empower Congress to regulate the buying and selling of products made by others (and sometimes land), associated finance and financial instruments, and navigation and other carriage, across state jurisdictional lines. This interstate regulation of commerce did not include agriculture, manufacturing, mining, malum in se crime, or land use. Nor did it include activities that merely substantially affected commerce;
- (4) The advocates of the Constitution, at the time of its ratification, assured the People of the Several States that the regulation of agriculture would be reserved to the States. This included Alexander Hamilton, who wrote in Federalist #17: the supervision of agriculture and of other concerns of a similar nature, all those things, in short, which are proper to be provided for by local legislation can never be desirable cases of a general jurisdiction. This was reinforced by many others, including Justice Sargent of Massachusetts, who let it be known that only the states would have the power to regulate common field and fisheries;
- (5) The Constitutional Convention of 1787 considered a proposal to create, in the Constitution, a Secretary of Domestic Affairs, who was to have authority to regulate agriculture. That proposal was rejected;
- (6) The assumption of power that the Federal Government through its Drug Enforcement Administration has made by prohibiting industrial hemp farming exceeds its Constitutional authority and interferes with the right of the People of the State of Arizona to regulate agriculture as they see fit, and makes a mockery of James Madison's assurance in Federalist #45 that the powers delegated to the Federal Government are few and defined, while those of the States are numerous and indefinite.
- (7) Federal agents have flouted the United States Constitution and foresworn their oath to support this Constitution by prohibiting industrial farming of hemp by the People of the State of Arizona, and these actions violate the limits of authority placed upon the federal agents by the United States Constitution and are dangerous to the liberties of the people;
- (8) Prop 122 clearly allows Arizona voters to hold a statutory referendum on any federal nullification issue we decide on instead of a constitutional referendum.

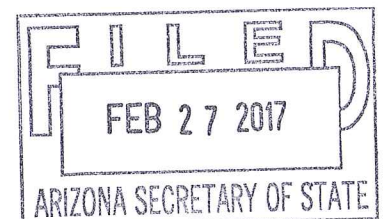
SECTION 3. Amending section 3-112 (B). Agricultural operations; nuisance liability. Agricultural operations undertaken in conformity with a, state and local laws and regulations are presumed to be good agricultural practice and not adversely affecting the public health and safety.

SECTION 4.

AUTHORIZATION TO PLANT, GROW, HARVEST, POSSESS, PROCESS, SELL AND BUY INDUSTRIAL HEMP (CANNABIS SATIVA L.), HAVING NO MORE THAN FOUR -TENTHS OF ONE PERCENT TETRAHYDROCANNABINOL, IS RECOGNIZED AS AN OILSEED. UPON MEETING THIS REQUIREMENT, ANY PERSON IN THE STATE MAY PLANT, GROW, HARVEST, POSSESS, PROCESS, SELL AND BUY INDUSTRIAL HEMP (CANNABIS SATIVA L.) HAVING NO MORE THAN FOUR -TENTHS OF ONE PERCENT TETRAHYDROCANNABINOL.

SECTION 5.

NULLIFICATION OF FEDERAL PROHIBITIONS



THE PEOPLE OF THE STATE OF ARIZONA DECLARE THAT THE FEDERAL PROHIBITIONS ON INDUSTRIAL HEMP FARMING ARE NOT AUTHORIZED BY THE CONSTITUTION OF THE UNITED STATES AND VIOLATES ITS TRUE MEANING AND INTENT AS GIVEN BY THE FOUNDERS AND RATIFIERS, AND ARE HEREBY DECLARED TO BE INVALID IN THIS STATE, SHALL NOT BE RECOGNIZED BY THE STATE, AND ARE SPECIFICALLY REJECTED BY THIS STATE, AND SHALL BE CONSIDERED NULL AND VOID AND OF NO EFFECT IN THIS STATE.

IT SHALL BE THE DUTY OF THE LEGISLATURE OF THIS STATE TO ENACT ANY AND ALL MEASURES AS MAY BE NECESSARY TO PREVENT THE ENFORCEMENT OF FEDERAL PROHIBITIONS ON INDUSTRIAL HEMP FARMING WITHIN THE LIMITS OF THIS STATE.

SECTION 6.

ENFORCEMENT

ANY OFFICIAL, AGENT, OR EMPLOYEE OF THE UNITED STATES GOVERNMENT, OR ANY EMPLOYEE OF A CORPORATION PROVIDING SERVICES TO THE UNITED STATES GOVERNMENT THAT ENFORCES OR ATTEMPTS TO ENFORCE AN ACT, ORDER, LAW, STATUTE, RULE, OR REGULATION OF THE GOVERNMENT OF THE UNITED STATES IN VIOLATION OF THIS ACT SHALL BE GUILTY OF A FELONY AND UPON CONVICTION MUST BE PUNISHED BY A FINE NOT EXCEEDING TWO MILLION DOLLARS (\$2,000,000.00), OR A TERM OF IMPRISONMENT NOT EXCEEDING TWENTY YEARS, OR BOTH.

ANY PUBLIC OFFICER OR EMPLOYEE OF THE STATE OF ARIZONA THAT ENFORCES OR ATTEMPTS TO ENFORCE AN ACT, ORDER, LAW, STATUTE, RULE OR REGULATION OF THE GOVERNMENT OF THE UNITED STATES IN VIOLATION OF THIS ACT SHALL BE GUILTY OF A FELONY PUNISHABLE BY IMPRISONMENT IN THE COUNTY JAIL, NOT EXCEEDING TEN YEARS, OR BY A FINE NOT EXCEEDING FIFTY THOUSAND DOLLARS (\$50,000.00), OR BOTH SUCH FINE AND IMPRISONMENT.

SECTION 7.

This Act takes effect by the People of Arizona.

